a son Alvey J. Horine, the defendant, whose wife' name is Bettie D. Horine, and a daughter Minnie Brinham, now deceased, who left surviving her as her only heirs at law, a surviving husband, Robert E. L. Brinham, and the three children, Shelby Brinham, Hazel Smith and Anna Carter, who, with their respective wives and husbands are the complainants in this cause, to whom said real estate descended and is now held by them as tenants in common."

Wherefore your petitioners pray for leave of Court to amend their hill of complaint by adding the above section, to make said Robert E. L. Brinham, a partyplaintiff, and for such other and further relief as the nature of this petition may require.

H. K. DeLauter Solicitor for complainants.

ORDERED this 8th day of June, 1929, by the Circuit Court for Frederick County, sitting in Equity, and by the authority thereof, that leave be and is hereby granted the complainants to amend their original bill of complaint by adding the new section No. 2A set out above to said original bill to follow after section No. 2 in the original bill, and that Robert E.

L. Brinham be and he is hereby made a partyplaintiff to said bill.

John S. Newman

(Filed June 15, 1929)

AMENDED BILL OF COMPLAINT.

SHELBY BRINHAM, And
HELEN BRINHAM, his wife,
HAZEL SMITH and
KIEFFER SMITH, her husband,
ANNA CARTER and
HARRY CARTER, her husband,

vs.

ALVEY J. HORINE and BETTIE D. HORINE, his wife. No. 11,768 Equity.

IN THE CIRCUIT COURT

FOR

FREDERICK COUNTY.

IN EQUITY.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The amended bill of complaint of Shelby Brinham, Helen Brinham, Hazel Smith, Kieffer Smith, Anna Carter and Harry Carter filed by leave of Court respectfully represents:

- 1. That a certain Martin M. Horine, late of Frederick County, deceased, departed this life, intestate, on or about the ____ day of November, 1928, seized and possessed of certain real estate located in Jackson District in said Frederick County, containing three acres, three roods and nineteen square perches of land, more or less, and being the same real estate described and conveyed in the deed to the said Martin M. Horine from Catharine Horine, dated on the second day of September, 1886, and recorded in Liber W. I. P. No. 4 at folio 637, one of the land records for said Frederick County, and a certified copy of said deed is filed with the original bill of complaint and marked "Exhibit A".
- 2. That said Martin M. Horine left surviving him the following heirs at law to whom said real estate descended, to wit: a son Alvey J. Horine, whose wife's name is Bettie D. Horine, and the following children of a deceased daughter, Minnie Brinham, Shelby Brinham, whose wife's name is Helen Brinham; Hazel Smith whose husband's name of Kieffer Smith, and Anna Carter whose husband's name is Harry Carter, all adults.
- 2A. That a certain Mary E. Horine, wife of said Martin M. Horine, departed this life, intestate, on or about the _____ day of _______, seized and possessed of all that lot of land and improvements in Jackson District, in said Frederick County, Maryland, containing 4 acres, two roods and 32 square perches of land, more or less, and being described in the deed from Glenn H. Worthington, et al Trustees, to said Mary E. Horine, dated May 17, 1897, and recorded in Liber No. 370, at folio 444, one of the land records for said Frederick County, a certified copy of said deed being filed with the petition to make